

Thursday, November 17, 2011 10:30 AM

# REVISED Agenda

## Construction Committee Meeting

One Gateway Plaza  
3<sup>rd</sup> Floor Board Room

### Call to Order

### Directors

Don Knabe, Chair  
Mel Wilson, Vice Chair  
José Huizar  
Gloria Molina  
Pam O'Connor  
Michael Miles, non-voting member

### Officers

Arthur T. Leahy, Chief Executive Officer  
Michele Jackson, Board Secretary  
Karen Gorman, Ethics Officer  
Karen Gorman, Acting Inspector General  
County Counsel, General Counsel



Los Angeles County  
Metropolitan Transportation Authority

**Metro**

## **METROPOLITAN TRANSPORTATION AUTHORITY BOARD RULES (ALSO APPLIES TO BOARD COMMITTEES)**

### **PUBLIC INPUT**

The meetings of the Metropolitan Transportation Authority Board are open to the public. A member of the public may address the Board on agenda items, before or during the Board or Committee's consideration of the item for up to 5 minutes per item, or at the discretion of the Chair. A request to address the Board should be submitted in person at the meeting to the Board Secretary prior to the start of the meeting.

The public may also address the MTA on non-agenda items within the subject matter jurisdiction of the MTA during the public comment period, which will be held at the end of each meeting. Each person will be allowed to speak for one minute and may speak no more than once during the Public Comment period. Public Comment will last a maximum of 30 minutes, or as otherwise indicated by the Chair. Speakers will be called according to the order in which the speaker request forms are received until the Public Comment period has expired. Elected officials, not their staff or deputies, may be called out of order and prior to the Board's consideration of the relevant item.

**At the discretion of the Chair**, the Board may limit public input on any item, based on the number of people requesting to speak and the business of the Board.

**In the interest of hearing from as many members of the public as possible, if at the time your name is called, your issue has been addressed or your opinion expressed by a previous speaker, please simply state that fact and your name for the record.**

In accordance with State Law (Brown Act), all matters to be acted on by the MTA Board must be posted at least 72 hours prior to the Board meeting. In case of emergency, or when a subject matter arises subsequent to the posting of the agenda, upon making certain findings, the Board may act on an item that is not on the posted agenda.

**CONDUCT IN THE BOARD ROOM** - The following rules pertain to conduct at Metropolitan Transportation Authority meetings:

**REMOVAL FROM THE BOARD ROOM** The Chair shall order removed from the Board Room any person who commits the following acts with respect to any meeting of the MTA Board:

- a. Disorderly behavior toward the Board or any member of the staff thereof, tending to interrupt the due and orderly course of said meeting.
- b. A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting.
- c. Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Board; and
- d. Any other unlawful interference with the due and orderly course of said meeting.

### **INFORMATION RELATING TO AGENDAS AND ACTIONS OF THE BOARD**

Agendas for the Regular MTA Board meetings are prepared by the Board Secretary and are available prior to the meeting in the MTA Records Management Department and on the Internet.

Every meeting of the MTA Board of Directors is recorded on cassette tapes, and duplicate tapes are available for a nominal charge. A Spanish language translator is available at all Board Meetings. Translators for other languages must be requested 72 hours in advance. After each Board meeting, a record is prepared which indicates the actions taken by the Board. This record is available on the second business day following the meeting.

### **DISCLOSURE OF CONTRIBUTIONS**

The State Political Reform Act (Government Code Section 84308) requires that a party to a proceeding before an agency involving a license, permit, or other entitlement for use, including all contracts (other than competitively bid, labor, or personal employment contracts), shall disclose on the record of the proceeding any contributions in an amount of more than \$250 made within the preceding 12 months by the party, or his or her agent, to any officer of the agency, additionally PUC Code Sec. 130051.20 requires that no member accept a contribution of over ten dollars (\$10) in value or amount from a construction company, engineering firm, consultant, legal firm, or any company, vendor, or business entity that has contracted with the authority in the preceding four years. Persons required to make this disclosure shall do so by filling out a "Disclosure of Contribution" form which is available at the LACMTA Board and Committee Meetings. Failure to comply with this requirement may result in the assessment of civil or criminal penalties.

### **ADA REQUIREMENTS**

Upon request, sign language interpretation, materials in alternative formats and other accommodations are available to the public for MTA-sponsored meetings and events. All requests for reasonable accommodations must be made at least three working days (72 hours) in advance of the scheduled meeting date. Please telephone (213) 922-4600 between 8 a.m. and 5 p.m., Monday through Friday. Our TDD line is (800) 252-9040.

### **HELPFUL PHONE NUMBERS**

Copies of Agendas/Record of Board Action/Cassette Tapes of Meetings - (213) 922-4880 (Records Management Department)  
General Information/Rules of the Board - (213) 922-4600  
Internet Access to Agendas - [www.metro.net](http://www.metro.net)

TDD line (800) 252-9040      **NOTE: ACTION MAY BE TAKEN ON ANY ITEM IDENTIFIED ON THE AGENDA**

28. RECEIVE **Transit Project Delivery Executive Director's Report.**
29. RECEIVE **report from Caltrans District Director** on Delivery of Projects on I-5.
51. RECEIVE oral report on **Project Budget and Schedule Status.**
30. CONSIDER:
  - A. authorizing the Chief Executive Officer (CEO) to negotiate and execute a contract agreement with **EV Connect, Inc. to utilize California Energy Commission (CEC) Grant PON-09-006 that funds the installation of Plug-in Electric Vehicles (PEV) charging stations at four Metro Park and Ride Stations;** and upgrades the existing PEV charging stations at our Gateway Headquarters in Union Station; and
  - B. amending the FY12 budget to add \$54,880 to Project Number 210130, Public Plug-in Vehicle Charging Station.
31. APPROVE an increase in Contract Modification Authority (CMA) to Contract No. C0902 with **Gonzales Construction, for the Metro Red Line Division 20 car cleaning platform and new car wash project** to provide funding for pending and potential future changes in the amount of \$790,000, increasing the current CMA from \$881,674 to \$1,671,674.
32. AUTHORIZE the Chief Executive Officer or his designee to execute an Agreement with **BNSF Railway Company to cease rail operations and abandon its interest in the Crenshaw Segment portion of the Harbor Branch right-of-way.** Also, authorize the Chief Executive Officer to execute such other agreements, forms and other documents needed to implement such BNSF abandonment.

33. CONSIDER:

- A. finding that awarding design-build contracts pursuant to Public Utilities Code Section 130242 (b) will achieve private sector efficiencies in the integration of the design, project work, and components related to the construction of a **storage building at Metro Green Line Maintenance Facility in Los Angeles County**; and
- B. authorizing the Chief Executive Officer to solicit and award design-build contract for the storage building construction at Metro Green Line Maintenance Facility, pursuant to Public Utilities Code Section 130242 (a), (c), (d), and (e).

(REQUIRES TWO-THIRDS VOTE)

34. AUTHORIZE the Chief Executive Officer to execute Contract Modification No. 27 to Contract No. C0882, with **Kiewit Infrastructure West Company, for a Los Angeles Department of Water and Power (LADWP) Betterment at the Mulholland Bridge**, at a value not-to-exceed \$1,733,163, increasing the Total Contract Value from \$744,294,248 to \$746,027,411. This change is contingent upon reimbursement of the cost by LADWP, resulting in a net zero cost to the project budget.

35. CONSIDER KNABE MOTION that the MTA Board of Directors direct the CEO to:

- A. Include the **Westchester (Manchester/Aviation) Station (at-grade near Hindry) as a bid option during the construction procurement**, i.e. bidders will propose prices for the following additional Option (in addition to the three Options identified as 1A, 1B, and 1C that were adopted by the MTA Board for Item 1, May 26, 2011):
  - 1. Baseline project plus Leimert Park/Vernon underground station and Westchester (Manchester/Aviation) Station (at-grade near Hindry)
- B. Recommend for MTA Board approval a design/build contract for Options 2A, 2B that were adopted by the MTA Board for Item 1, May 26, 2011, and include the following additional Option for consideration:

(CONTINUED ON NEXT PAGE)

(ITEM 35 – CONTINUED FROM PREVIOUS PAGE)

1. Option 1A (as described in this motion) if a responsible and responsive bid is received that is less than or equal to the adopted life of project budget.
- C. authorize a contract modification in the amount of \$250,000 to complete the additional design and engineering work needed for the Project, to prepare the Westchester Station Option for the construction procurement, that is within the adopted life of project budget.

**36. RECEIVE report of the Chief Executive Officer.**

Consideration of items not on the posted agenda, including: items to be presented and (if requested) referred to staff; items to be placed on the agenda for action at a future meeting of the Committee or Board; and/or items requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Committee subsequent to the posting of the agenda.

COMMENTS FROM THE PUBLIC ON ITEMS OF PUBLIC INTEREST WITHIN COMMITTEE'S SUBJECT MATTER JURISDICTION

ADJOURNMENT

